

**UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
NORTHERN DIVISION**

Marshall Hanks

Plaintiff,

v.

Progressive Financial Services, Inc.

Defendant.

Case No. 1:14-cv-01023-CBK

**NOTICE OF DISMISSAL  
WITHOUT PREJUDICE**

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Now comes Plaintiff, through counsel, and pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), hereby dismisses the present action without prejudice. This notice is being filed before Defendant has filed an answer and therefore is appropriate for dismissal absent stipulation by all parties.

RESPECTFULLY SUBMITTED,

Hyslip & Taylor, LLC, LPA

By:     /s/ J.D. Haas    

J.D. Haas

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**CERTIFICATE OF SERVICE**

I hereby certify that on October 27, 2014, I electronically filed the foregoing Notice.

Service of this filing will be made by the Plaintiff's Counsel upon the following:

Barbara A. Hoerner, Esq.  
Corporate Counsel/Chief Compliance Officer  
Progressive Financial Services, Inc.  
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/s/ J.D. Haas\_\_\_\_\_